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Attorneys for Plaintiff  
 EBAY INC.

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN JOSE DIVISION

EBAY INC.,

Plaintiff,

v.

EXTERRO, INC., and DOES 1 through 10,  
 inclusive,

Defendants.

CASE NO. 5:15-CV-01311-BLF

**STIPULATION AND ~~PROPOSED~~  
 ORDER TO RESCHEDULE ADR PHONE  
 CONFERENCE AND CASE  
 MANAGEMENT CONFERENCE**

AND RELATED COUNTERCLAIM.

Pursuant to Civil Local Rule 6-2, Plaintiff and Counterclaim Defendant eBay Inc. (“eBay”) and Defendant and Counterclaimant Exterro, Inc. (“Exterro”) hereby stipulate and jointly request that the Court reschedule: (1) the ADR Phone Conference currently set for June 29, 2015 at 11:30 a.m.; and (2) the Case Management Conference currently set for July 2, 2015 at 1:30 p.m. Unfortunately, as currently scheduled, the ADR Phone Conference overlaps with a previously-planned vacation of eBay’s counsel, while the Case Management Conference overlaps with a previously-planned vacation of Exterro’s counsel. Accordingly, the parties request that the

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1 Court continue the ADR Phone Conference until July 7, 2015, or such other time as is convenient  
 2 for the Court. The parties further request that the Court continue the Case Management  
 3 Conference until July 16, 2015, or such other time as is convenient for the Court.<sup>1</sup>

4 Neither of the parties have previously requested time modifications in this case. The  
 5 Court, acting *sua sponte*, previously rescheduled the initial case management conference. *See*  
 6 Dkt. 20. The time modifications requested by this stipulation will not have any effect on the  
 7 schedule for this case, which has not yet been established.

8 **IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.**

9  
 10 Dated: June 19, 2015

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 A Law Corporation

11  
 12 By: /s/ Christopher A. Hohn

Allonn E. Levy  
 Christopher A. Hohn  
 Attorneys for Plaintiff  
 EBAY INC.

13  
 14  
 15 Dated: June 19, 2015

THOITS LAW, a Professional Corporation

16  
 17 By: /s/ Jared M. Ahern

18 Andrew P. Holland  
 19 Mark V. Boennighausen  
 Jared M. Ahern  
 Attorneys for Defendant and Counterclaim  
 20 Plaintiff EXTERRO, INC.

21  
 22 PURSUANT TO STIPULATION, IT IS SO ORDERED.

23  
 24 Dated: R } ^ AGG, 2015

Beth Labson Freeman  
 Honorable Beth Labson Freeman

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 26  
 27  
 28 <sup>1</sup> Counsel for eBay has a hearing scheduled in another matter that would prevent him from  
 attending a case management conference at 1:30 p.m. on July 9, 2015.

**ATTESTATION PURSUANT TO CIVIL L.R. 5-1(i)**

I, Christopher A. Hohn, am the ECF user whose ID and password are being used to file the STIPULATION TO MODIFY CASE SCHEDULE. In compliance with Civil L.R. 5-1(i), I hereby attest that Jared M. Ahern of Thoits Law has concurred in this filing.

/s/ Christopher A. Hohn  
Christopher A. Hohn